IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.A.ABDUL GAFOOR
&
THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 22ND JANUARY 2007 / 2ND MAGHA 1928

W.A. No. 1385 of 2006()

AGAINST THE JUDGEMENT/ORDER IN WPC.19849/2005 Dated 16/06/2006

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APPELLANT: PETITIONER

B.ASOKAN,
DY. S.P.CRIME BRANCH CID, PATHANAMTHITTA.

BY ADV. SRI.T.M.MOHAMMED YOUSEFF(SR)
SMT.AYSHA YOUSEFF
SMT.MOLLY JACOB
SMT.RABIA BEEGOM T.K.
SRI.JOBI.A.THAMPI
SMT.VIDYA KUMARI

RESPONDENTS: RESPONDENTS

1. STATE OF KERALA, REPRESENTED BY ITS CHIEF SECRETARY, SECRETARIAT, THIRUVANANTHAPURAM.

2. THE PRINCIPAL SECRETARY TO GOVERNMENT, HOME AND VIGILANCE DEPARTMENT, SECRETARY, THIRUVANANTHAPURAM.

3. DIRECTOR GENERAL OF POLICE, THIRUVANANTHAPURAM.

4. THE SUPERINTENDENT OF POLICE, SPECIAL BRANCH CID, KOZHIKODE.

BY ADV. SRI. BENNY GERVASIS, GOVERNMENT PLEADER

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 22/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.A. ABDUL GAFOOR & K.R. UDAYABHANU, JJ

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W.A. NO. 1385 OF 2006 D

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Dated this the 22nd day of January 2007

JUDGMENT

Abdul Gafoor,J

The appellant seeks to submit that notwithstanding the judgment the appellant may be permitted to pursue the remedies available before the government in terms of Rule 36(c) of Kerala Police Departmental Inquiries, Punishment & Appeal Rules. The prayer is allowed. The government is free to consider the said representation with notice to the appellant without prejudice to the judgment impugned.

The writ appeal is disposed of accordingly.

K.A. ABDUL GAFOOR, JUDGE

K.R. UDAYABHANU, JUDGE.

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